IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.3072 OF 2004

Sai Pooja Co-operative Housing Society Ltd. : Petitioner

V/s.

The Municipal Corporation of Greater Mumbai

& Ors. : Respondents

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Mr.N.G.Bhatt for the petitioner.

Ms Aruna Savla for respondent No.1.

Mr.D.S.Sakhalkar for respondent No.2.

Mr.A.G.Damle for respondent No.3.

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CORAM : H.L.GOKHALE & S.R.DONGAONKAR,JJ.

DATE : MARCH 20, 2006.

P.C.

1. Mr.Bhatt appearing for the petitioner seeks to withdraw this petition. On the last date, we had asked him to take instructions to make a statement as to when the petitioner-society will clear arrears of assessment charges which are over Rs.30 lakhs. He is not in a position to make a statement and wants to withdraw the petition. Petition is dismissed as withdrawn. It will be open to the respondent-Municipal Corporation to take appropriate steps to recover the arrears, in accordance

with law.

2. Mr.Bhatt has tendered a copy of the letter addressed to him by the Secretary of the petitioner-society instructing him to withdraw the petition. We have taken it on record and marked ‘X’ for identification.

H.L. GOKHALE, J.

S.R.DONGAONKAR, J.